

ORDINANCE NO. 94-24

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO. 93-8, AS PREVIOUSLY AMENDED BY ORDINANCE NO. 94-1, ENTITLED "AFFORDABLE HOUSING ORDINANCE"; PROVIDING FOR REFERENCE TO THE PALM BEACH COUNTY ETHICS RESOLUTION; PROVIDING FOR AMENDED RECAPTURE PROVISIONS IN THE LOCAL HOUSING ASSISTANCE PLAN; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Palm Beach County enacted Ordinance No. 93-8, the "Affordable Housing Ordinance" on May 18, 1993 which was amended by Ordinance No. 94-1 enacted on January 18, 1994; and

WHEREAS, Palm Beach County adopted an ethics resolution, Resolution No. R-94-693, on June 7, 1994; and

WHEREAS, Florida Statute 420.9075(4)(g) was amended to revise the recapture provisions required for loans under the Local Housing Assistance Plan;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1. Reference to Ethics Resolution

Section VI (D)(7) of Ordinance No. 93-8, is amended to read as follows:

7. Members shall be governed by the applicable provisions of the Palm Beach County Ethics Resolution, Resolution No. R-94-693, as amended.

Section 2.

Section VII(B)(5)(b) shall be amended to read as follows:

Eligible owner-occupied housing constructed, rehabilitated, or otherwise assisted from proceeds provided from the housing assistance program shall be subject to long-term affordability and recapture requirements.

Section 3. Repeal of Laws in Conflict

All local laws and ordinances in conflict with any provisions of this ordinance are hereby repealed.

Section 4. Severability

If any section, paragraph, sentence, clause, phrase, or word of this ordinance is for any reason held by the court to be

1 unconstitutional, inoperative or void, such holding shall not
2 affect the remainder of this ordinance.

3 Section 5. Effective Date

4 The provisions of this ordinance shall become effective upon
5 receipt of acknowledgement by the Secretary of State.

6 APPROVED and ADOPTED by the Board of County Commissioners of
7 Palm Beach County, Florida, on the 18th day of October,
8 1994.

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10 PALM BEACH COUNTY, FLORIDA, BY ITS
11 BOARD OF COUNTY COMMISSIONERS

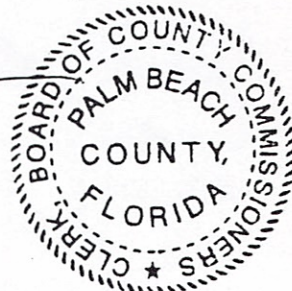
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13 By: Mary McCarty
14 Chair

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16 DOROTHY H. WILKEN, CLERK
17 Board of County Commissioners

18 By: Barbara A. Mesi
19 DEPUTY CLERK

20 APPROVED AS TO FORM AND
21 LEGAL SUFFICIENCY

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23 By: James R. Smith
24 County Attorney



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26 Acknowledgement by the Department of State of the State of
27 Florida, on this the 28th day of October,
28 1994.

29 Effective Date: Acknowledgement from the Department of State
30 received on the 3rd day of November, 1994, at
31 4:18 P..M. and filed in the Office of the Clerk of the Board of
32 County Commissioners of Palm Beach County, Florida.

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35 STATE OF FLORIDA, COUNTY OF PALM BEACH
36 I, DOROTHY H. WILKEN, ex-officio Clerk of the
37 Board of County Commissioners certify this to be a
true and correct copy of the original filed in my office
on 10/18/94

DATED at West Palm Beach, FL on 10/9/94.

DOROTHY H. WILKEN, Clerk
By: Myrtle A. House D.C.

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